

ORIGINAL
UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

(21)
9/5/01
vbg

EMANUEL THOMAS NEWMAN,
PLAINTIFF,

CIVIL NO.: 1:CV-01-0677

Vs.

RONALD L. JURY, Lt. SIS,
et. al.,
DEFENDANTS.

FILED
HARRISBURG

SEP 04 2001

MARY E. D'ANDREA, CLERK
Per gls
DEPUTY CLERK

PLAINTIFF'S MOTION TO AMEND
HIS REPLY TO DEFENDANT'S ANSWER

Comes now, Emanuel T. Newman, Plaintiff, pro-se, and submits Plaintiff's Motion to Amend his reply to Defendant's answer.

Plaintiff is a layman with no formal training in the numerous facets of the law.

Therefore, he moves this Court pursuant to Haines v. Kerner, 404 U.S. 519, 520 (1972), and Zilch v. Lucht, 981 F.2d 694 (3rd Cir 1992), which holds that the Courts have an obligation to construe the pleadings of pro-se litigants liberally.

In support thereof Plaintiff states:

That on June 13, 2001 he broke his arm while working in U.N.I.C.O.R.

Therefore, it was necessary to enlist the help of a Jail-house Lawyer/Paralegal to reply to the Defendant's answer to his complaint.

Numerous times during the construction of Plaintiff's reply to the Defendant's answer, the term "summery judgement" was used.


It appears that this Plaintiff didn't understand the difference between an "answer" and a motion for summery judgement.

Therefore, Plaintiff moves this Court to construe all of his pleadings in which the term "summery judgement" is used in the proper context for that which is necessary.

Furthermore, should this Court decide not to construe in the proper context, that the Court allow Plaintiff's Affidavit along with all exhibits remain as part of the overall record.

This request relates to all documents filed in this Court on August 13, 2001.

Respectfully submitted by:


8/29/01

U.S. DISTRICT COURT
MIDDLE DISTRICT OF
PENNSYLVANIA

EMANUEL THOMAS NEWMAN,
Plaintiff,

Civil No.: 1:CV-01-0677

Vs.

(Rambo, Judge)

Ronald L. Jury, LT, SIS, ET AL.,
Defendant,

CERTIFICATE OF SERVICE BY MAIL

The undersigned plaintiff hereby certifies that pursuant to 28 U.S.C. § 1746, the following is true.

That I, Emanuel Thomas Newman, have placed sufficient postage for First Class mailing to all the defendant's via their attorney upon who I am serving all documents.

This 29th day of August 2001.

By,  D.D.

Emanuel Thomas Newman 13418-039

P.O. Box 5000
Pekin, Illinois 61555-5000

COPIES TO:

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